IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION

BOBBY BARNES, *et al.*,   )
)
          Plaintiffs,   )
)   Civil Action No. 4:16-cv-072-SA-JMV
vs.   )
)
JOHN M. O'QUINN & ASSOCIATES, PLLC   )
D/B/A THE O'QUINN LAW FIRM, *et al.*,   )
)
          Defendants.   )

ORDER LIFTING STAY WITH REGARD TO
PROCEEDINGS RELATED TO THE ARBITRATION ISSUE

Local Uniform Civil Rule 16(b)(3)(B) provides that "[f]iling a motion to compel

arbitration . . . stays the attorney conference and disclosure requirements and all discovery,

pending the court's ruling on the motion, including any appeal." Defendants John M. O'Quinn

& Associates, PLLC d/b/a The O'Quinn Law Firm, John M. O'Quinn & Associates, L.L.P., John

M. O'Quinn, P.C., John M. O'Quinn Law Firm PLLC (collectively the "O'Quinn Firm" or the

"O'Quinn Defendants") and T. Gerald Treece, Independent Executor of the Estate of John M.

O'Quinn, Deceased ("Treece") filed a Motion to Enforce the Arbitration Clause by Dismissing

the Action Pursuant to Rule 12; or, in the Alternative by Compelling Arbitration and Staying the

Case ("Motion to Enforce Arbitration") on June 24, 2016. However, the Court had already

stayed the aforementioned proceedings pending a ruling on the personal jurisdiction issue. *See*

Order [27] dated June 24, 2016. The Court now finds that briefing of the arbitration issue should

be allowed to proceed as well and that responses and replies to the arbitration motion are due

within the time set by the Local Rules of this Court, except that those Defendants who have filed

motions to dismiss for lack of personal jurisdiction [26, 32] will not be required to file any

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response to the arbitration motion until further order of the Court.[1]

        SO ORDERED this, the 6th day of July, 2016.

                        /s/ Jane M . Virden
                        UNITED STATES MAGISTRATE JUDGE

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[1] To be clear proceedings related to Defendant Gibson's Motion to Dismiss for Lack of Jurisdiction [32], which was filed after entry of the stay order, are not stayed, and responses to that motion are due within the time set by the Local Rules.